

1
2
3 UNITED STATES DISTRICT COURT
4 DISTRICT OF NEVADA

5 PRESTON EMERSON,

Case No. 2:21-cv-01215-GMN-NJK

6 Petitioner,

7 v.

ORDER

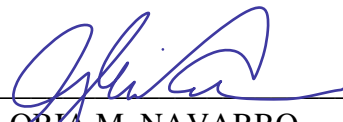
8 WILLIAM HUTCHINGS, et al.,

9 Respondents.

10 Good cause appearing, IT IS HEREBY ORDERED that Petitioner Preston Emerson's
11 unopposed eighth Motion for Extension of Time (ECF No. 30) is GRANTED. Petitioner has until
12 May 22, 2023, to file his Second Amended Petition.

13 The new deadline the Court approves in this order falls nearly one year after the Court
14 granted Petitioner's first request to extend time to file his second amended petition. (ECF No. 19.)
15 Lengthy habeas litigation is generally incompatible with the three-year goal set by the Civil Justice
16 Reform Act of 1990 ("CJRA"), 28 U.S.C. § 471 *et seq.*, as well as the purposes served by the
17 Antiterrorism and Effective Death Penalty Act ("AEDPA") 28 U.S.C. § 2244 *et seq.*: finality,
18 efficiency, and comity. Based on the lack of progress to date, additional delay may impede this
19 case from reaching a merits determination within three years. Accordingly, any future request for
20 extension of time—even if unopposed—will be carefully scrutinized for good cause.

21 DATED: April 4, 2023

22
23 
24 GLORIA M. NAVARRO
25 UNITED STATES DISTRICT JUDGE
26
27
28